

House Study Bill 213

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
LOCAL GOVERNMENT BILL BY
CHAIRPERSON GASKILL)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act concerning accountability requirements for entities and
2 boards created for joint exercise of governmental powers.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 2279YC 82
5 ec/gg/14

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1 1 Section 1. Section 28E.6, subsection 2, Code 2007, is
1 2 amended to read as follows:
1 3 2. The entity created ~~or the administrator~~ or joint board
1 4 specified in the agreement shall be a governmental body for
1 5 purposes of chapter 21 and a government body for purposes of
1 6 chapter 22 unless the entity created or agreement includes
1 7 public agencies from more than one state.
1 8 Sec. 2. Section 28E.6, subsection 3, Code 2007, is amended
1 9 to read as follows:
1 10 3. a. All Notice of the proceedings of each regular,
1 11 adjourned, or special meeting of the entity created or the
~~1 12 administrator or joint board specified in the agreement,~~
~~1 13 including the schedule of bills allowed,~~ shall be published
1 14 within twenty days after adjournment of the meeting in a
1 15 newspaper of general circulation within the geographic area
1 16 served by the entity created ~~or the administrator~~ or joint
1 17 board specified in the agreement. ~~The entity created or the~~
~~1 18 administrator or joint board specified in the agreement shall~~
~~1 19 furnish a copy of the proceedings to be published to the~~
~~1 20 newspaper within one week following adjournment of the~~
~~1 21 meeting. The publication of the schedule of bills allowed~~
~~1 22 shall include. The notice shall state the date, time, and place~~
1 23 that the meeting was held and shall include such additional
1 24 information as required by this subsection or state that the
1 25 additional information required by this subsection can be
1 26 found on a specific internet website address and include the
1 27 website address.
1 28 b. The following additional information shall be included
1 29 in the notice or on the specific internet website listed in
1 30 the notice:
1 31 (1) The date, time, and place that the meeting was held,
1 32 the members present, and the actions taken at the meeting,
1 33 (2) If the entity created or joint board has an annual
1 34 budget exceeding one hundred thousand dollars, a list of all
1 35 salaries amounts paid for services performed, showing the name
2 1 of the person or firm performing the service and the amount
2 2 paid. However, the names and gross salaries of persons
2 3 regularly employed by the entity created or the administrator
2 4 or joint board specified in the agreement shall only be
2 5 published annually.
2 6 (3) If the entity created or joint board has an annual
2 7 budget exceeding one hundred thousand dollars, a list of any
2 8 bills that were presented and approved at the meeting.
2 9 c. This subsection shall not apply if the entity or the
~~2 10 administrator or joint board specified in the agreement~~
2 11 includes public agencies from more than one state.
2 12 EXPLANATION
2 13 This bill concerns accountability provisions required for
2 14 agreements for the joint exercise of government powers.
2 15 The bill eliminates the requirement that an administrator
2 16 exercising joint powers through an agreement is subject to
2 17 open meetings and public records requirements. The
2 18 requirement that entities and joint boards are subject to open

2 19 meetings and public records requirements remains.
2 20 The bill also modifies the requirement that proceedings,
2 21 including the schedule of bills allowed, of an entity,
2 22 administrator, or joint board created under Code chapter 28E
2 23 shall be published in a newspaper of general circulation
2 24 within a week following adjournment of the meeting. The bill
2 25 eliminates this requirement for an administrator, provides
2 26 that notice of the proceedings be published within 20 days
2 27 following adjournment, and modifies what notice has to be
2 28 provided. The bill provides that the published notice include
2 29 time, date, and place of the meeting and shall either include
2 30 an internet website where additional information can be found
2 31 or shall include the additional information in the notice.
2 32 The bill provides that the additional information required to
2 33 be made available include the members present and actions
2 34 taken at the meeting. In addition, if the entity has an
2 35 annual budget exceeding \$100,000, the additional information
3 1 shall include a list of bills presented and approved at the
3 2 meeting as well as providing information currently required
3 3 concerning amounts paid for services and salary information.
3 4 LSB 2279YC 82
3 5 ec:nh/gg/14